

**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
19452A-002210US

Firstnamed inventor: MARTIN F. YANOFSKY

Application No.: PCT/US99/24407

Group Art Unit:

Filed: October 15, 1999

Examiner:

Title: METHODS OF SUPPRESSING FLOWERING IN TRANSGENIC PLANTS

Attention: International Division, Legal Staff

Box PCT

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
17 AUG 2001
Legal Staff
International Division

The above-identified application became abandoned in the United States because the elements noted at 35 U.S.C. 371(c) were not filed prior to the expiration of the applicable time limit noted at 37 CFR 1.494(b) or (c) or 37 CFR 1.495(b) or (c). The date of abandonment is 04/17/01 (i.e., the day after the date on which the 35 U.S.C. 371(c) requirements were due; see 37 CFR 1.494(h) or 1.495(i)).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper response
- (3) Terminal disclaimer with disclaimer fee -- required for all applications filed before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- Small entity - fee \$ _____ (37 CFR 1.17(m))
 Small entity statement enclosed herewith.
 Small entity statement previously filed.
 Other than small entity - fee \$ 1,240 (37 CFR 1.17(m))

2. Proper response

A. The proper response (the missing 35 U.S.C. 371(c) requirements) in the form of
U.S. National Phase filing (identify type of response):

- has been filed previously on _____
- is enclosed herewith.

7/05/2001 ATRAN1 00000136 201430 09869582

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Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

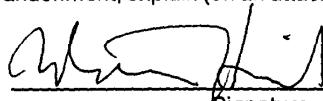
A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) equivalent to the number of months from abandonment to the filing of this petition is enclosed herewith.

4. Statement. The entire delay in filing the 35 U.S.C. 371(c) requirements from their due date until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Where a petition under 37 CFR 1.137(b) is not filed within three months from the mail date of any notice of abandonment or one year from the date of abandonment, explain (on an attached sheet) in detail the cause of the delay in filing this petition.

June 28, 2001

Date



Signature

Telephone
Number: (415) 576-0200

Matthew E. Hinsch 47,651

Typed or printed name

Townsend and Townsend and Crew LLP

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Enclosures: Response

Fee Payment

Terminal Disclaimer Form

Small Entity Status Form